

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Judge Raymond P. Moore**

Civil Action No. 18-cv-02987-RM

CHRISTOPHER YOUNG,

Plaintiff,

v.

BERT BELL/PETE ROZELLE,
NFL PLAYER RETIREMENT PLAN,
and the NFL PLAYER DISABILITY,
& NEUROCOGNITIVE BENEFIT PLAN,

Defendants.

ORDER OF RECUSAL

This matter is before the Court *sua sponte*.

Section 455(a) of Title 28 of the United States Code states that “Any justice, judge, or magistrate judge of the United States shall disqualify himself in any proceeding in which his impartiality might reasonably be questioned.” A trial judge must recuse himself when there is an appearance of bias, regardless of whether there is actual bias. *Nichols v. Alley*, 71 F.3d 347, 350 (10th Cir. 1995). “The test is whether a reasonable person, knowing all the relevant facts, would harbor doubts about the judge’s impartiality.” *Hinman v. Rogers*, 831 F.2d 937, 939 (10th Cir. 1987).

The parties in this case have past or present associations with the Denver Broncos and the National Football League. My spouse has business associations with such entities which might give rise to an appearance of partiality in this case. As a result, recusal is required by 28 U.S.C. § 455(a), and I hereby recuse myself from this case. It is therefore

ORDERED that the Judge's file be returned to the Clerk's office for the case to be reassigned by random draw.

DATED this 20th day of November, 2018.

BY THE COURT:

A handwritten signature in black ink, appearing to read "Raymond P. Moore", written over a horizontal line.

RAYMOND P. MOORE
United States District Judge